

Exhibit B

Kennedy, J. Patrick

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Sent: Friday, July 30, 2010 2:02 PM

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Subject: Activity in Case 1:10-cv-11245-DPW DeMustchine v. RAHI Real Estate Holdings LLC et al State Court Record

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United States District Court

District of Massachusetts

Notice of Electronic Filing

The following transaction was entered by Kennedy, J. on 7/30/2010 at 2:02 PM EDT and filed on 7/30/2010

Case Name: DeMustchine v. RAHI Real Estate Holdings LLC et al

Case Number: 1:10-cv-11245-DPW

Filer:

Document Number: 2

Docket Text:

STATE COURT Record JPMorgan Chase Bank, N.A. served on 7/14/2010, answer due 8/4/2010.. (Kennedy, J.)

1:10-cv-11245-DPW Notice has been electronically mailed to:

J. Patrick Kennedy pkennedy@bulkley.com, mkirousis@bulkley.com, mvanderwalt@bulkley.com

1:10-cv-11245-DPW Notice will not be electronically mailed to:

Thomas R. Mason
15 New England Executive Park
Burlington, MA 01803

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:yes

Electronic document Stamp:

[STAMP dcecfStamp_ID=1029851931 [Date=7/30/2010] [FileNumber=3462718-0]
] [c33205977ee2c2415908b78f00cdb9e4324677877b3a5848e0ff467fd5df192e728
9afbe95d4f24271be609a0b131fb632bf448d74bda759bc6c8bfeaf64e904]]

**United States District Court
District of Massachusetts (Boston)
CIVIL DOCKET FOR CASE #: 1:10-cv-11245-DPW**

DeMustchine v. RAHI Real Estate Holdings LLC et al
Assigned to: Judge Douglas P. Woodlock
Case in other court: First Circuit, 12-02267
Essex County Superior Court, 10-01498-D
Cause: 28:1441 Notice of Removal

Date Filed: 07/26/2010
Date Terminated: 12/20/2010
Jury Demand: Plaintiff
Nature of Suit: 290 Real Property: Other
Jurisdiction: Diversity

Plaintiff

Bruce Clark DeMustchine

represented by **Thomas R. Mason**
Law Office of Thomas R. Mason
15 New England Executive Park
Burlington, MA 01803
781-238-0260
Email: attytmason@gmail.com
ATTORNEY TO BE NOTICED

V.

Defendant

RAHI Real Estate Holdings LLC

represented by **John J. Dussi**
Cohn & Dussi, LLC
300 Tradecenter
Suite 3700
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781-494-0200
Fax: 781-494-0208
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ATTORNEY TO BE NOTICED

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ATTORNEY TO BE NOTICED

Defendant

JPMorgan Chase Bank, N.A.
*as successor-in-interest to Washington
Mutual Bank f/k/a Washington Mutual
Bank successor-in-interest to Long Beach
Mortgage Co*
TERMINATED: 10/07/2010

represented by **Donn A. Randall**
Bulkley Richardson & Gelinas LLP
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Fax: 617-368-2525
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
07/26/2010	<u>1</u>	NOTICE OF REMOVAL by JPMorgan Chase Bank, N.A. from Essex Superior Court, case number 2010-01498-D. (Filing fee: \$ 350, receipt number 0101-3000469 Fee Status: Filing Fee paid) (Attachments: # <u>1</u> Exhibit A - State Court Record, # <u>2</u> Exhibit B - Civil Cover Sheet, # <u>3</u> Exhibit C - Category Form)(Kennedy, J.) (Entered: 07/26/2010)
07/26/2010		ELECTRONIC NOTICE of Case Assignment. Judge Douglas P. Woodlock assigned to case. If the trial Judge issues an Order of Reference of any matter in this case to a Magistrate Judge, the matter will be transmitted to Magistrate Judge Marianne B. Bowler. (Abaid, Kimberly) (Entered: 07/26/2010)
07/26/2010		Certified Copy of Notice of Removal Provided to Defense Counsel by mail (Abaid, Kimberly) (Entered: 07/26/2010)
07/27/2010		ELECTRONIC NOTICE of Duplicate Filing Fee and Credit for Refund re <u>1</u> Notice of Removal,, for \$350.00 paid on 07/26/2010, receipt number 0101-3000387. (Adam, Lucien) (Entered: 07/27/2010)
07/30/2010	<u>2</u>	STATE COURT Record JPMorgan Chase Bank, N.A. served on 7/14/2010, answer due 8/4/2010.. (Kennedy, J.) (Entered: 07/30/2010)
07/30/2010	<u>3</u>	CORPORATE DISCLOSURE STATEMENT by JPMorgan Chase Bank, N.A.. (Kennedy, J.) (Entered: 07/30/2010)
07/30/2010	<u>4</u>	NOTICE of Appearance by Donn A. Randall on behalf of JPMorgan Chase Bank, N.A. (Randall, Donn) (Entered: 07/30/2010)
08/02/2010	<u>5</u>	Assented to MOTION for Extension of Time to August 25, 2010 to File Answer <i>or Response to the Verified Complaint</i> by JPMorgan Chase Bank, N.A..(Kennedy, J.) (Entered: 08/02/2010)
08/03/2010		Judge Douglas P. Woodlock: ELECTRONIC ORDER entered granting <u>5</u> Assented to MOTION for Extension of Time to August 25, 2010 to File Answer or Response to the Verified Complaint by JPMorgan Chase Bank, N.A. (Lovett, Jarrett) (Entered: 08/03/2010)
08/03/2010		Mail Returned as Undeliverable. Mail sent to J. Patrick Kennedy (Certified copy of Notice of Removal returned) (York, Steve) (Entered: 08/03/2010)
08/04/2010	<u>6</u>	(This entry was entered in error) (York, Steve) Modified on 8/4/2010 (York, Steve). (Entered: 08/04/2010)
08/04/2010		Notice of correction to docket made by Court staff. Correction: Entry number 6 was entered in error as to this case: Judge Bowler is still assigned as Magistrate Judge as to this case (York, Steve) (Entered: 08/04/2010)
08/11/2010	<u>7</u>	SUMMONS Returned Executed RAHI Real Estate Holdings LLC served on 7/14/2010, answer due 8/4/2010. (Mason, Thomas) (Entered: 08/11/2010)
08/11/2010	<u>8</u>	SUMMONS Returned Executed (Mason, Thomas) (Entered: 08/11/2010)

08/11/2010	<u>9</u>	MOTION for Entry of Default by Bruce Clark DeMustchine. (Attachments: # <u>1</u> Affidavit Attorney Affidavit of No Answer, # <u>2</u> Exhibit with Affidavit of No Answer)(Mason, Thomas) (Entered: 08/11/2010)
08/16/2010	<u>10</u>	Emergency MOTION for Temporary Restraining Order by Bruce Clark DeMustchine. (Attachments: # <u>1</u> Memorandum in Support of Temporary Restraining Order, # <u>2</u> Text of Proposed Order Proposed Order, # <u>3</u> Exhibit Verified Complaint, # <u>4</u> Exhibit Application for Default, # <u>5</u> Exhibit Affidavit of No Answer, # <u>6</u> Exhibit Exhibit with Affidavit of No Answer, # <u>7</u> Exhibit Notice of Foreclosure)(Mason, Thomas) (Entered: 08/16/2010)
08/17/2010		ELECTRONIC NOTICE Setting Hearing on Motion <u>10</u> Emergency MOTION for Temporary Restraining Order, <u>9</u> MOTION for Entry of Default : Motion Hearing set for 8/23/2010 11:30 AM in Courtroom 1 before Judge Douglas P. Woodlock. The defendants brief the issues no later than 5 pm the evening before the hearing (Lovett, Jarrett) Modified text on 8/17/2010 (Lovett, Jarrett). (Entered: 08/17/2010)
08/23/2010		ELECTRONIC Clerk's Notes for proceedings held before Judge Douglas P. Woodlock: Motion Hearing held on 8/23/2010 re <u>9</u> MOTION for Entry of Default filed by Bruce Clark DeMustchine, <u>10</u> Emergency MOTION for Temporary Restraining Order filed by Bruce Clark DeMustchine. A representative of or attorney for RAHI Real Estate Holdings, LLC does not appear; atty Mason informs the Court that he spoke with possible counsel for RAHI who plans to file an appearance, but is currently on vacation; Chase plans on filing a Motion to Dismiss; <u>9</u> Plaintiff's Motion for Entry of Default is GRANTED; <u>10</u> Plaintiff's Motion for TRO is GRANTED as modified on record. (Court Reporter: Brenda Hancock at 617-439-3214)(Attorneys present: Mason for the plttf; Kennedy for JPMorgan Chase Bank, N.A.) (Lovett, Jarrett) (Entered: 08/23/2010)
08/23/2010	<u>11</u>	Judge Douglas P. Woodlock: RESTRAINING ORDER entered that Defendants RAHI Real Estate Holdings, LLC, and JP Morgan Chase Bank National Association, and their agents, servants, employees, attorneys and all persons in active concern or participation with them are restrained and enjoined pending further order of this Court from directly or indirectly holding a foreclosure sale (which had been scheduled on August 27, 2010) or any other sale of the plaintiffs residence, located at 6 Vernon Street in, Newburyport, Massachusetts, until the question of RAHIs ownership of the mortgage and note is adjudicated and IT IS FURTHER ORDERED that there being no just reason for delay, the Clerk shall enter this Order forthwith and without further notice. It shall be the responsibility of the plaintiff to insure that all addressees of and interested parties in this Order receive notice. No bond shall be required of plaintiff.. (Woodlock, Douglas) (Entered: 08/23/2010)
08/23/2010	<u>12</u>	NOTICE: Clerk's ENTRY OF DEFAULT as to RAHI Real Estate Holdings LLC. (Lovett, Jarrett) (Entered: 08/23/2010)
08/23/2010	<u>13</u>	Judge Douglas P. Woodlock: ORDER entered. STANDING ORDER on motions for default judgment re <u>12</u> Notice: Clerk's Entry of Default. (Lovett, Jarrett) (Entered: 08/23/2010)

08/25/2010	<u>14</u>	MOTION to Dismiss <i>for Failure to State a Claim</i> by JPMorgan Chase Bank, N.A.. (Kennedy, J.) (Entered: 08/25/2010)
08/25/2010	<u>15</u>	MEMORANDUM in Support re <u>14</u> MOTION to Dismiss <i>for Failure to State a Claim</i> filed by JPMorgan Chase Bank, N.A.. (Kennedy, J.) (Entered: 08/25/2010)
08/30/2010	<u>16</u>	(Re-Docketed) Memorandum in Support re <u>10</u> Emergency Motion for Temporary Restraining Order filed by Bruce Clark DeMustchine. (NOTE to COUNSEL: Motions and Memorandums must be filed as separate entries on the docket sheet) (York, Steve) (Entered: 08/30/2010)
09/05/2010	<u>17</u>	Joint MOTION for Extension of Time to October 8, 2010 to File Response/Reply as to <u>14</u> MOTION to Dismiss <i>for Failure to State a Claim</i> , <u>15</u> Memorandum in Support of Motion by Bruce Clark DeMustchine.(Mason, Thomas) (Entered: 09/05/2010)
09/07/2010		Judge Douglas P. Woodlock: ELECTRONIC ORDER entered granting <u>17</u> Joint Motion for Extension of Time to File Response/Reply re <u>14</u> MOTION to Dismiss <i>for Failure to State a Claim</i> : Response is due by 10/8/2010. (Lovett, Jarrett) (Entered: 09/07/2010)
09/13/2010	<u>18</u>	MOTION for Default Judgment as to RAHI Real Estate Holdings LLC by Bruce Clark DeMustchine. (Attachments: # <u>1</u> Affidavit, # <u>2</u> Text of Proposed Order)(Mason, Thomas) (Entered: 09/13/2010)
09/13/2010	<u>19</u>	MEMORANDUM in Support re <u>18</u> MOTION for Default Judgment as to RAHI Real Estate Holdings LLC filed by Bruce Clark DeMustchine. (Mason, Thomas) (Entered: 09/13/2010)
10/07/2010	<u>20</u>	STIPULATION of Dismissal <i>with Prejudice Pursuant to Fed.R.Civ.P. 41(a)(1)(A)(ii) as to Defendant JPMorgan Chase Bank, N.A.</i> by JPMorgan Chase Bank, N.A.. (Kennedy, J.) (Entered: 10/07/2010)
10/07/2010		Judge Douglas P. Woodlock: ELECTRONIC ORDER entered finding as moot <u>14</u> MOTION to Dismiss for Failure to State a Claim by JPMorgan Chase Bank, N.A., in light of filing <u>20</u> STIPULATION of Dismissal with Prejudice Pursuant to Fed.R.Civ.P. 41(a)(1)(A)(ii) as to said defendant. (Lovett, Jarrett) (Entered: 10/07/2010)
10/11/2010	<u>21</u>	STIPULATION of Dismissal by Bruce Clark DeMustchine.(Mason, Thomas) Modified on 10/13/2010 (to correct entry type) (York, Steve). (Entered: 10/11/2010)
10/13/2010		Motions terminated: <u>21</u> Joint MOTION to Dismiss <i>case against Chase</i> filed by Bruce Clark DeMustchine. (This entry was incorrectly filed as a motion) (York, Steve) (Entered: 10/13/2010)
10/14/2010	<u>22</u>	NOTICE of Voluntary Dismissal by Bruce Clark DeMustchine (Mason, Thomas) (Entered: 10/14/2010)
12/15/2010		Judge Douglas P. Woodlock: ELECTRONIC ORDER entered granting <u>18</u> Motion for Entry of Default Judgment (York, Steve) (Entered: 12/15/2010)
12/15/2010	<u>23</u>	NOTICE: Clerk's ENTRY OF DEFAULT as to RAHI Real Estate Holdings LLC (York, Steve) (Entered: 12/15/2010)

12/15/2010	<u>24</u>	Judge Douglas P. Woodlock: ORDER entered. STANDING ORDER on motions for default judgment (York, Steve) (Entered: 12/15/2010)
12/20/2010	<u>25</u>	Judge Douglas P. Woodlock: ORDER entered. DEFAULT JUDGMENT (York, Steve) (Entered: 12/20/2010)
12/20/2010		Civil Case Terminated. (York, Steve) (Entered: 12/20/2010)
08/12/2011	<u>26</u>	NOTICE of Appearance by John J. Dussi on behalf of RAHI Real Estate Holdings LLC (Dussi, John) (Entered: 08/12/2011)
02/16/2012	<u>27</u>	NOTICE of Appearance by Richard E. Briansky on behalf of RAHI Real Estate Holdings LLC (Briansky, Richard) (Entered: 02/16/2012)
02/16/2012	<u>28</u>	NOTICE of Appearance by Young B. Han on behalf of RAHI Real Estate Holdings LLC (Han, Young) (Entered: 02/16/2012)
02/16/2012	<u>29</u>	NOTICE of Appearance by Virginia Hope Johnson on behalf of RAHI Real Estate Holdings LLC (Johnson, Virginia) (Entered: 02/16/2012)
02/17/2012	<u>30</u>	MOTION to Vacate <u>23</u> Notice: Clerk's Entry of Default by RAHI Real Estate Holdings LLC.(Johnson, Virginia) (Entered: 02/17/2012)
02/17/2012	<u>31</u>	AFFIDAVIT in Support re <u>30</u> MOTION to Vacate <u>23</u> Notice: Clerk's Entry of Default of <i>Jeffrey S. Bovarnick</i> . (Attachments: # <u>1</u> Exhibit Exhibits A-B, # <u>2</u> Exhibit Exhibits C-J)(Johnson, Virginia) (Entered: 02/17/2012)
03/02/2012	<u>32</u>	MEMORANDUM OF LAW by Bruce Clark DeMustchine to <u>30</u> MOTION to Vacate <u>23</u> Notice: Clerk's Entry of Default . (Attachments: # <u>1</u> Certificate of Service, # <u>2</u> Affidavit, # <u>3</u> Exhibit)(Mason, Thomas) (Entered: 03/02/2012)
09/24/2012	<u>33</u>	Judge Douglas P. Woodlock: MEMORANDUM AND ORDER entered denying <u>30</u> Motion to Vacate (Woodlock, Douglas) (Entered: 09/24/2012)
10/17/2012	<u>34</u>	MOTION to Set Aside Default <i>Judgment</i> by RAHI Real Estate Holdings LLC. (Attachments: # <u>1</u> Exhibit A- Note, # <u>2</u> Exhibit B-Mortgage, # <u>3</u> Exhibit C-Assignment, # <u>4</u> Exhibit D-Notice of Entry of Default, # <u>5</u> Exhibit E-Default Judgment)(Briansky, Richard) (Entered: 10/17/2012)
10/19/2012	<u>35</u>	NOTICE OF APPEAL Re <u>33</u> Memorandum and Order by RAHI Real Estate Holdings LLC Filing fee: \$ 455, receipt number 0101-4167119 Fee Status: Not Exempt. NOTICE TO COUNSEL: A Transcript Report/Order Form, which can be downloaded from the First Circuit Court of Appeals web site at http://www.ca1.uscourts.gov MUST be completed and submitted to the Court of Appeals. Counsel shall register for a First Circuit CM/ECF Appellate Filer Account at http://pacer.psc.uscourts.gov/cmecf . Counsel shall also review the First Circuit requirements for electronic filing by visiting the CM/ECF Information section at http://www.ca1.uscourts.gov/efiling.htm . US District Court Clerk to deliver official record to Court of Appeals by 11/8/2012. (Briansky, Richard) Modified

		on 10/22/2012 to include document link (Moore, Kellyann). (Entered: 10/19/2012)
10/19/2012	<u>36</u>	Certified and Transmitted Abbreviated Electronic Record on Appeal to US Court of Appeals re <u>35</u> Notice of Appeal, (Ramos, Jeanette) (Entered: 10/19/2012)
10/23/2012	<u>37</u>	USCA Case Number 12-2267 for <u>35</u> Notice of Appeal, filed by RAHI Real Estate Holdings LLC. (Ramos, Jeanette) (Entered: 10/23/2012)

PACER Service Center			
Transaction Receipt			
11/13/2012 09:05:02			
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